IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

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WRIT PETITION NO.4013 of 1999

Between:

Sripal Reddy S/o Late Raghava Reddy
Uppal, Ranga Reddy District

..... PETITIONER

AND

The Commissioner, Uppal Municipality
Uppal, Ranga reddy District

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an order or writ one in the nature of Writ of Mandamus declaring the action of the respondent in Notice dated 3/02/1999 to remove the layout demarcation stones in S.No.3 and 4 of Uppal as arbitrary, illegal, unconstitutional and violative of principles of natural justice and consequently set aside the same.

Counsel for the Petitioner: SMT.N.SHOBA

Counsel for the Respondent: MR.POLISETTI RADHAKRISHNA (SC for Municipal Administration)

The Court made the following:

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ORDER:

Questioning the impugned notice dated 03.02.1999 of the respondent-Municipality directing the petitioner to remove the layout demarcation stones in Survey Nos.3 and 4 of Uppal, Ranga Reddy District, the present writ petition is filed.

When the matter is taken up today for hearing, learned counsel for the petitioner reported no instructions. Learned Standing Counsel appearing on behalf of the respondent-Municipality, on instructions, submits that since the petitioner, without obtaining necessary approval from the respondent-Municipality, unauthorisedly erected layout demarcation stones in Survey Nos.3 and 4 of Uppal, the impugned notice was issued to the petitioner directing him to remove the said layout stones. In that view of the matter, I see no illegality or irregularity in the order passed by the respondent-Municipality warranting interference of this Court in exercise of its jurisdiction under Article 226 of the Constitution of India.

The writ petition is devoid of merit and the same is accordingly dismissed. No costs.

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N.V. RAMANA, J.

Date: 01.07.2005

Nsr

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Commissioner, Uppal Municipality
Uppal, Ranga reddy District

2 2 CD copies

3 1 CC to MR.POLISETTI RADHAKRISHNA (SC FOR MPL)

*Form-NIC-OGS/WP{**JPK**}*